

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

DOROTHY STANLEY, AS EXECUTRIX OF	:	
THE ESTATE OF HELEN A. RUNGE,	:	
Plaintiff	:	
	:	No. 05-10849-RGS
v.	:	(Judge Stearns)
	:	
WALTER J. KELLY, et al.	:	CIVIL ACTION
Defendants	:	JURY TRIAL DEMANDED

PLAINTIFF'S NOTIFICATION OF STATE COURT'S
MEDICAL MALPRACTICE TRIBUNAL'S FINDINGS
AS TO DEFENDANTS SUNBRIDGE AND BLOOMINGDALE

Plaintiff hereby notifies this Honorable Court that the findings of the Medical Malpractice Tribunal, which was convened for review of the malpractice actions in this matter against Defendants Sunbridge and Bloomingdale, are that Plaintiff's evidence if properly substantiated is sufficient to raise a legitimate question of liability appropriate for judicial inquiry. See the Findings as to Defendants Sunbridge and Bloomingdale attached as Exhibit A.

Respectfully submitted,

LATSHA DAVIS YOHE & MCKENNA, P.C.

Dated: September 19, 2007

By /s/ Glenn R. Davis
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Attorneys for Plaintiff, Dorothy Stanley, Executrix of
the Estate of Helen A. Runge

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing document was served upon the attorney of record for each party by electronic transmission.

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Dated: September 19, 2007

By /s/ Glenn R. Davis
Glenn R. Davis

County of Suffolk
The Superior Court

CIVIL DOCKET# SUCV2005-04934

Helen A Runge

vs.

Kerry L Bloomingdale MD

FINDING OF THE MEDICAL MALPRACTICE TRIBUNAL
(Pursuant to M.G.L. Chapter 231, Section 60(b) as amended)

The above entitled action came on for hearing before the appointed medical tribunal on 09/07/2007, and was argued by counsel, and thereupon, upon consideration thereof, the plaintiff(s) offer of proof, pleadings, hospital records and other documents presented, the tribunal finds:

(1) For the plaintiff(s) Helen Runge and that the evidence presented if properly substantiated is sufficient to raise a legitimate question of liability appropriate for judicial inquiry.

*(2) For defendant(s) _____ because the plaintiff(s) _____ action is merely an unfortunate medical result.

If a finding is made for the defendant or defendants in the above entitled action **the plaintiff may pursue the claim through the usual judicial process only upon filing bond in the amount of Six Thousand (\$6,000.00) Dollars in the aggregate** secured by cash or its equivalent with the Clerk/Magistrate of this court, payable to the defendant or defendants in said action for costs assessed, including witness and expert fees and attorneys fees if the plaintiff(s) does/do not prevail in the final judgment. The presiding justice may, within his/her discretion, increase the amount of the bond required to be filed. **If said bond is not posted within thirty (30) days of the tribunal's finding the action shall be dismissed.** Upon motion filed by the plaintiff(s), and a determination by the court that the plaintiff(s) is/are indigent said justice may reduce the amount of the bond but may not eliminate the requirement thereof.

Notice sent: 09/11/07

Dated: 09/07/2007

Justice of the Superior Court

Legal Member:

Medical Member:

G.R.D.

L.D.Y.&M.PC

K.S.G.

R.J.R.

M.W.

L.&W.

J.S.H.Jr.

H.&T.

G.C.R.

M.C.

W.E.M.E.&D.LLP

B.J.G.

B.J.G. & ASSOC.

Associate Justice of the Superior Court Dept.

Attorney - Tribunal Member

*Physician - Tribunal Member

*Health Care Provider - Tribunal Member

*strike inapplicable words

(md)

cm

Commonwealth of Massachusetts
County of Suffolk
The Superior Court

CIVIL DOCKET# SUCV2005-04934

Helen A Runge

vs.

Sunbridge Nursing and Rehabilitation Center

FINDING OF THE MEDICAL MALPRACTICE TRIBUNAL
(Pursuant to M.G.L. Chapter 231, Section 60(b) as amended)

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*(1) For the plaintiff(s) Helen Runge and that the evidence presented if properly substantiated is sufficient to raise a legitimate question of liability appropriate for judicial inquiry.

*(2) For defendant(s) _____ because the plaintiff(s) _____ action is merely an unfortunate medical result.

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